

HARMON, CURRAN, SPIELBERG

1726 M Street, NW, Suite 600 Washington, DC 20036

EISENBERG, LLP

FEDERAL ELECTION
COMMISSION (202) 328-6918 fax
OFFICE OF GENERAL
COUNSEL

2006 DEC 15 P 3 41

December 15, 2006

Lawrence Norton, Esq.
Office of the General Counsel
Federal Election Commission
999 E. Street, NW
Washington, DC 20463

Re: MUR 5859
Association of Community Organizations for Reform Now

Dear Mr. Norton:

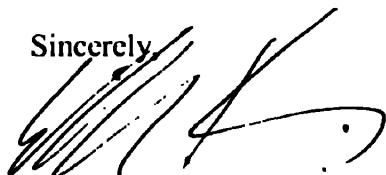
This letter responds to the complaint designated MUR 5859 on behalf of the Association of Community Organizations for Reform Now ("ACORN").

This complaint incorrectly states that ACORN coordinated the public announcement of its endorsement of Lois Murphy with the candidate's campaign. In fact, as demonstrated by the enclosed declaration of Ali Kronley, the endorsement was made and the announcement event conducted by Pennsylvania ACORN PAC ("PA-APAC"), a political committee registered with the state of Pennsylvania.

This announcement event was carried out with minimal costs. The participants at the rally and subsequent canvass were volunteers. The materials they used were produced in-house at an estimated cost of \$300 total. In order to plan the rally, ACORN dedicated approximately 50% of one staff member's time over a period of ten days. Her primary activity was calling members of ACORN to encourage them to attend the rally and participate in the canvass. The costs associated with her salary and benefits for that time total \$645. The only other expenditure connected with the PA-APAC's support of Ms. Murphy was a check in the amount of \$100, written by the PAC at the time it communicated its endorsement to the Murphy campaign.

All of the funds in the PA-APAC account are donated by individual ACORN members, in amounts well under the federal contribution limits. In other words, the funds used to announce the endorsement of Ms. Murphy were all federally permissible. There was no illegal expenditure or contribution of corporate funds.

Sincerely,



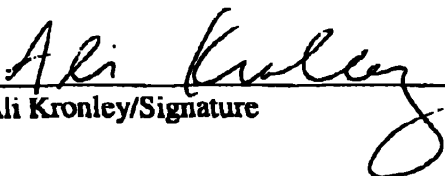
Elizabeth Kingsley

Declaration of Ali Kronley

I, Ali Kronley, being of legal age and sound mind, do hereby depose and state as follows:

1. My name is Ali Kronley. I am the Head Organizer for ACORN in Pennsylvania.
2. ACORN's governing documents provide for members who pay dues and elect local governing boards, who in turn appoint representatives to the national ACORN governing board.
3. Pennsylvania ACORN maintains a state PAC (PA-APAC) which receives contributions only from individual members of ACORN and their immediate family members. Members contribute to PA-APAC by making small monthly donations. These range from three to ten dollars. As a result, no individual in the past 5 years has contributed more than \$120 per year PA-APAC.
4. On March 27, 2006, PA-APAC made a contribution to Lois Murphy for Congress in the amount of \$100.
5. On April 29, 2006, PA-APAC held a rally to announce its endorsement of Lois Murphy. After the rally, Ms. Murphy and ACORN members went door to door in the neighborhood to encourage voters to support Ms. Murphy. These members all served in a volunteer capacity, without compensation.
6. The endorsement rally was promoted to ACORN members through the efforts of one staff organizer who devoted 50% of her time over 10 days to this project. The estimated costs attributable to this organizer's salary and benefits for this time are \$645.
7. All materials used in the canvass after the rally, including flyers and window signs, were produced in-house, at an estimated cost of approximately \$300.
8. The staff and materials costs for the endorsement rally and canvass were paid by PA-APAC.
9. To the best of my knowledge, ACORN made no other expenditures for, contributions to, or public communications that identified Lois Murphy.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.



Ali Kronley/Signature

12/14/06
Date

200612140072